

ORDINANCE NO. 2022-__

AN ORDINANCE OF THE CITY OF SEQUIM, WASHINGTON, ADOPTING A NEW SECTION OF THE SEQUIM MUNICIPAL CODE, SECTION 20.01.045, ADMINISTRATIVE INTERPRETATIONS; AMENDING LANGUAGE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, City staff in all departments are undergoing a “code scrub” that involves reviewing the Sequim Municipal Code (SMC) for outdated or unclear language, needed improvements, and gaps in regulation; and

WHEREAS, the Department of Community Development has identified a lack of provisions on administrative interpretations in the current SMC; and

WHEREAS, it would benefit staff and the public to have the policies and procedures for administrative interpretations codified; and

WHEREAS, the new code section codified in this ordinance contains no substantive standards respecting use or modification of the environment, and is therefore exempt from State Environmental Policy Act (SEPA) procedures under WAC 197-11-800;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SEQUIM, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Adoption of New Section 20.01.045 Administrative Interpretations. Council adopts new Section 20.01.045 as shown in Exhibit A, attached hereto and incorporated by this reference as if set forth in full.

Section 2. Amendment. Council adopts the amendment to SMC 3.68.030 F as shown in Exhibit B, attached hereto and incorporated by this reference as if set forth in full.

Section 3. Corrections. The City Clerk and the codifiers of this Ordinance are authorized to make necessary clerical corrections to this Ordinance including, but not limited to, the correction of scrivener’s/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 4. Savings Clause. Those portions of Ordinance 2019-015, 2018-008, 2017-015, 2017-007, 2016-012, 2015-005, 2013-015, 2012-014, 2011-018, and 2010-024 which are repealed or amended by this Ordinance remain in force and effect until the effective date of this Ordinance. Such repeals and amendments must not be construed as affecting any existing right acquired under the ordinances repealed or amended, nor as affecting any proceeding instituted thereunder, nor any rule, regulation, or order promulgated thereunder, nor the administrative action taken thereunder. Notwithstanding the foregoing actions, obligations under such ordinances or permits issued thereunder and in effect on the effective date of this Ordinance continue in full force and effect, and no liability thereunder, civil or criminal, is in any way modified. Further, it is not the intention of these actions to reenact any ordinances or parts of

ordinances previously repealed or amended, unless this Ordinance specifically states such intent to reenact such repealed or amended ordinances.

Section 5. Severability. If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such decision does not affect the validity or constitutionality of the remaining parts of this Ordinance.

Section 6. Effective Date. This Ordinance becomes effective five days after publication of the ordinance, or a summary thereof, in the official newspaper of the City.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF SEQUIM, WASHINGTON, at a regular meeting thereof held the ____ day of _____, 2022.

Tom Ferrell, Mayor

Attest:

Approved as to Form:

Charisse Deschenes, Acting City Clerk

Kristina Nelson-Gross, City Attorney

Publication Date:

Effective Date: